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PTO/SB/21 (08-00) Approved for use through 10/31/02. OMB 0651-0031 Rease type a plus sign (+) inside to U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. 09/920,480 Application Number TRANSMITTAL August 1, 2001 Filing Date FORM Charles A. NICOLETTE **First Named Inventor** AUG 2 3 200; **Group Art Unit** TECH CENTER 1600/2900 Not Yet Assigned (to be used for all correspondence after initial filing) **Examiner Name Total Number Of Pages In This Submission** GZ 2063.10 Attorney Docket No. ENCLOSURES (check all that apply) **Assignment Papers** After Allowance Communication to Fee Transmittal Form Group (for an Application) Appeal Communication to Board of Fee Attached Drawing(s) Appeals and Interferences Appeal Communication to Group Licensing-related Papers Amendment / Reply (Appeal Notice, Brief, Reply Brief) Petition Proprietary Information After Final Petition to Convert to a Status Letter Affidavits/declarations **Provisional Application** Power of Attorney, Revocation Other Enclosure(s) (please identify Change of Correspondence Address **Extension of Time Request** below): 3 references postcard receipt Terminal Disclaimer **Express Abandonment Request** Request for Refund Supplemental Information Disclosure CD, Number of CD(s) Statement w/ PTO 1449B Certified Copy of Priority Document(s) Remarks Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY OR AGENT Antoinette F. Konski Firm Bingham McCutchen LLP (formerly McCutchen Doyle Brown & Enersen LLP) Three Embarcadero Center, Suite 1800 Individual Name cisco, CA 94111-4067 Signature

I hereby certify that this correspondence is being deposited with the United States Posfa! Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on this date listed below:

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Date

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Docket No. GZ 2063.10 GZ Ref. GAO 152USD1

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE IECH CENTER 1600/290

In re Application for:

Charles A. NICOLETTE

Serial No.: 09/920,480

Filing Date: August 1, 2001

For: MELANOMA ANTIGENIC PEPTIDES

Examiner: Not Yet Assigned

Group Art Unit: 1644

Commissioner for Patents Washington, D.C. 20231

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with 37 C.F.R. § 1.56, the references listed on the attached form PTO-1449b is being brought to the attention of the Examiner for consideration in connection with the examination of the above-identified patent application. The Examiner is requested to make these documents of record.

I. Timing of the Information Disclosure Statement

This Information Disclosure Statement is submitted:

- ☐ With the new patent application submitted herewith (37 C.F.R. § 1.97(a)).
- Within three months of the application filing date or before receipt of a first Office Action on the merits; accordingly, no fee or separate requirements are required.

×	Before the mailing date of the first Office Action on the merits. In the event, however					
	that an Office Action has crossed in the mail with this Information Disclosure					
	Statement, the Commissioner is hereby authorized to charge Deposit Account					
	No. 50-1189 for any fees required pursuant to 37 C.F.R. §§ 1.17(p) or 1.17(i)(1).					
	After receipt of a first Office Action on the merits but before a final Office Action or					
	Notice of Allowance. A fee is required. The Commissioner is hereby authorized to					
	charge Deposit Account No. 50-1189 for any fees required pursuant to 37 C.F.R.					
	§§ 1.17(p) or 1.17(i)(1).					
	After receipt of a final Office Action or Notice of Allowance, but before payment of					
	the issue fee. Accordingly, a Certification under 37 C.F.R. § 1.97(e) is provided					
	herein. The Commissioner is hereby authorized to charge Deposit Account					
	No. 50-1189 for any fees required pursuant to 37 C.F.R. §§ 1.17(p) or 1.17(i)(1).					
	The undersigned certifies that:					
X	Each item of information contained in the Information Disclosure Statement was first					
	cited in any communication mailed from a foreign patent office in a counterpart					
	foreign application not more than three months prior to the filing of this information					
	disclosure statement.					
	No item of information contained in this information disclosure statement was cited in					
	a communication mailed from a foreign patent office in a counterpart foreign					
	application or, to the knowledge of the undersigned after making reasonable inquiry,					
	was known to any individual designated in 37 C.F.R. § 1.56(c) more than three					
	months prior to the filing of this Information Disclosure Statement.					
II. Co	opies of the Cited Items:					
	Copies of all of the items listed on the attached Form PTO-1449 are enclosed.					
	Copies of only the following items listed on the attached Form PTO-1449 are enclosed:					
	Copies of those items which are marked with an asterisk (*) in the attached Forms PTO-1449a and 1449b are not supplied because they were previously cited by or submitted to the Patent Office in a prior Application					

Serial No.: 09/920,480 Docket No.: GZ 2063.10 GZ Ref.: GAO 152USD1

٠		No, filed, and relied upon in this application for an earlier filing date under 35 U.S.C § 120. See 37 C.F.R. § 1.98(d).
		Copies of those items which are marked with an asterisk (**) in the attached Form PTO-1499 were cited in a foreign examination report in a related case. A copy of the search report and the cited references not already of record in this application are attached hereto.
ш.	Concise	Explanation of Relevance:
	\boxtimes	A concise explanation of relevance of the items listed on Form PTO-1449 is not given.
		A concise explanation of relevance of [some of] the items listed on Form PTO-1449 is in the form of an English language copy of a Search Report from a foreign patent office, issued in a counterpart application, which refers to the relevant portions of the references (copy attached).

IV. Conclusion:

Citation of the above documents shall not be construed as:

- 1. an admission that the documents are necessarily prior art with respect to the instant invention;
- 2. a representation that a search has been made, other than as described above; or
- an admission that the information cited herein is, or is considered to be, material to patentability as defined in § 1.56(b).

It is respectfully requested that the Examiner indicate consideration of the cited references by returning a copy of the attached form PTO 1449 with initials or other appropriate marks.

The Commissioner is hereby authorized to charge Deposit Account No. 50-1189, Attorney Billing Ref. 19442-7229 for any additional fees required in connection with the filing of this Information Disclosure Statement.

Respectfully submitted,

Antoinette F. Konski

Registration No. 34,202

Bingham McCutchen LLP (formerly McCutchen Doyle Brown & Enersen LLP)

Three Embarcadero Center, Suite 1800 San Francisco, California 94111-4067

Telephone: (650) 849-4950 Facsimile: (650) 849-4800



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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number. Complete if Known Substitute for form 1449B-PTO 09/920,480 Application Numb r Filing Date August 1, 2001 **INFORMATION DISCLOSURE** Charles A. NICOLETTE First Named Inv nt r STATEMENT BY APPLICANT 1644 Art Unit (use as many sheets as necessary) **Examiner Name Not Yet Assigned** G7 2063 10

She	et	1	of	1	Attorney Docket Number	GZ 2063.10				
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-	OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS									
Examiner	Cite	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal,					T ²			
Initials*	No. ¹	senal, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher city and/or country where published								
	1	JUNGBLUTH, A. et al. "Expression of melanocyte-associated markers gp-100 and Melan-A/MART-1 in								
		angiomyolipomas" Virchows Arch. (1999) 434:429-345								
	2	RINGHOFER, M. et al. "Quantitative assessment of the expression of melanoma-associated antigens								
· · · · · · · · · · · · · · · · · · ·	3	by non-competitive reverse transcription polymerase chain reaction" <i>Int'l J. Oncol.</i> (2001) 19 :983-989 de VRIES, T.J. et al. "Heterogeneous expression of immunotherapy candidate proteins gp100, MART-								
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^{*} EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to compete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, D.C. 20231.